

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **CHAIRMAN CINDY YOUNKIN**, on February 10, 2003
at 3:13 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Cindy Younkin, Chairman (R)
Rep. Gail Gutsche, Vice Chairman (D)
Rep. Jim Peterson, Vice Chairman (R)
Rep. Debby Barrett (R)
Rep. Larry Cyr (D)
Rep. Sue Dickenson (D)
Rep. Ron Erickson (D)
Rep. George Everett (R)
Rep. Kim Gillan (D)
Rep. Christopher Harris (D)
Rep. Carol Lambert (R)
Rep. Michael Lange (R)
Rep. Rick Maedje (R)
Rep. Bruce Malcolm (R)
Rep. Brad Newman (D)
Rep. John (Jack) W. Ross (R)
Rep. Scott Sales (R)
Rep. Veronica Small-Eastman (D)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Larry Mitchell, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. THE TIME STAMP REPRESENTS ELAPSED TIME.

Committee Business Summary:

Hearing & Date Posted: HB 432, 1/27/2003; HB 433,
1/27/2003
Executive Action: HB 144, DO PASS AS AMENDED, 18-0
HB 368, DO PASS AS AMENDED, 18-0
HB 328, TABLED, 10-8
HB 428, DO PASS, 18-0, CC

HEARING ON HB 433, HB 432

Opening Statement by Sponsor:

00:00 REP. CLARK, HD 72 -- HB 433, Short Title: Revise metal
mine reclamation bonding requirements
16:00 HB 432, Short Title: Revise metal mine reclamation laws
EXHIBIT (nah29a01)

Proponents' Testimony:

29:00 Matt Clifford, Attorney, Clark Fork Coalition
24:00 Don Orso, Noxon
25:00 Don Judge, Sierra Club (HB 432)
28:00 Jeri Orso, Noxon
30:00 Jon Krutar, The Blackfoot Legacy
36:00 Jeff Barber, Montana Environmental Information Center
40:00 John Wilson, Trout Unlimited
41:00 Cody Ferguson, Northern Plains Resource Council
EXHIBIT (nah29a02)
43:00 Steve Welch, Department of Environmental Quality (HB
433)

Opponents' Testimony:

44:00 Angela Janacaro, Montana Mining Association
52:00 Don Allen, Western Environmental Trade Association

Informational Testimony: None.

Questions from Committee Members and Responses:

53:00

Closing by Sponsor:

1:13:00

4:33 Break

4:40 Resume

EXECUTIVE ACTION ON HB 144

Motion: REP. HARRIS moved that HB 144 DO PASS.

Motion: REP. HARRIS moved that HB 144 BE AMENDED.
EXHIBIT (nah29a03)

Discussion:
1:32:00

Vote: Motion that HB 144 BE AMENDED carried 17-1 with BARRETT voting no by voice vote.

Motion: REP. HARRIS moved that HB 144 BE AMENDED.
EXHIBIT (nah29a04)

Discussion:
1:34:00

Motion: REP. MAEDJE moved to segregate 9, 10, and 11 the Amendments (HB014404.alm) of HB 144.

Motion/Vote: REP. YOUNKIN moved that Sections 5, 6, 8 and 12 of the Amendments (HB014404.alm) HB 144 BE AMENDED. Motion carried unanimously by voice vote.

Discussion:
1:41:00

Motion: REP. HARRIS withdrew his Amendment

Motion/Vote: REP. MAEDJE moved that HB 144 BE AMENDED. Motion carried unanimously by voice vote.
EXHIBIT (nah29a05)

Vote: Motion that HB 144 DO PASS AS AMENDED carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 368

Motion: REP. PETERSON moved that HB 368 DO PASS.

Motion/Vote: REP. YOUNKIN moved that HB 368 BE AMENDED. Motion carried unanimously by voice vote.
EXHIBIT (nah29a06)

Motion/Vote: REP. PETERSON moved that HB 368 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

Motion/Vote: REP. HARRIS moved HB 368 be recommended to the Speaker of the House to be placed on the Consent Calendar. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 328

Motion: REP. GUTSCHE moved that HB 328 DO PASS.

EXHIBIT (nah29a07)

Motion: REP. NEWMAN moved that HB 328 BE AMENDED.

EXHIBIT (nah29a08)

Vote: Motion that HB 328 BE AMENDED carried 17-1 with MAEDJE voting no by voice vote.

Motion: REP. HARRIS moved that HB 328 BE AMENDED.

EXHIBIT (nah29a09)

Discussion:

2:04:00

Vote: Motion that HB 328 DO PASS AS AMENDED carried 10-8 with BARRETT, EVERETT, LAMBERT, MAEDJE, MALCOLM, PETERSON, ROSS, and YOUNKIN voting no by roll call vote.

Motion: REP. HARRIS moved that HB 328 DO PASS AS AMENDED.

Discussion:

2:16:00

Vote: Motion that HB 328 DO PASS AS AMENDED failed 8-10 with CYR, DICKENSON, ERICKSON, GILLAN, GUTSCHE, HARRIS, NEWMAN, and SMALL-EASTMAN voting aye by roll call vote.

Vote: REP. LAMBERT moved that the vote HB 328 be reversed and the bill tabled passed 10-8 with CYR, DICKENSON, ERICKSON, GILLAN, GUTSCHE, HARRIS, NEWMAN, and SMALL-EASTMAN voting no by roll call vote.

EXECUTIVE ACTION ON HB 428

Motion/Vote: REP. NEWMAN moved that HB 428 DO PASS. Motion carried unanimously by voice vote.

Motion/Vote: REP. BARRETT moved that HB 428 be recommended to the Speaker of the House to be placed on the Consent Calendar. Motion carried unanimously by voice vote.

EXHIBIT(nah29a10)

ADJOURNMENT

Adjournment: 5:47 P.M.

REP. CINDY YOUNKIN, Chairman

KATHLEEN ELY, Secretary

CY/KE

EXHIBIT (nah29aad)